PRESERVED

App. F. IX-4

1936. (do)

File No. 28-36

Previous References

do 4-29 (1-2, 5, 6, 9, 11-12)
" 705-24 (1-18).

Serial Nos. 23, 36, 38-39

Letter References.

do 28-36 (

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Four

Part B for August 1937

SUBJECT.

Transfer of jurisdiction over all classes of criminal cases of Gazetteer value from the Courts of First and Second Classes of Chitaldrug to that of the Sessions Court, Davangere.

Note: vide G.O. No. P 628 dt 3-8-37 — Revenue Department

WD 0418—GPB—22,500—29-8-36

Notifications are above.

M Gopinath
18/8/37

General and Revenue Secretariat | No. File No. 286 of 1936. | [App. F. III—2]

Serial No.

petition from the residents of Jagalur Taluk praying that the Criminal jurisdiction ~~over~~ in the Jagalur Taluk may Vest ~~with~~ the Special First Class Magistrate Davangere instead of ~~with~~ in the Special Magistrate Chitaldrug

petition (English) from the residents of Jagalur Taluk on the same subject.

1) Remarks on the petition (English):-

Dewan said the matter would be referred to the High Court.

(Sd) C.E.N 24/2

Submitted with a draft.

Copy 31/3

3) Dft for consideration if Govt the petns may be referred for the views of the Judges.

Secy 31.3.3) chief secy 1) 1) appd 31/3 31/3

1) issue 1/4

2) ~~Secy~~ Mr. HC S861 Dy 3.4.3)

NOTE—Contn. Sheet.

WD 0417—GPB—30,000—8-3-36

forwards 2 petitions and calls for a rep as to the change of jurisdiction on ~~Criminal~~ Fay arising in Jagalur Tk.

Govt A 8/4

Re. the Change of jurisdiction over criminal cases of Talaks Taluk.

Cts File No. 28 of 1936. | General and Revenue Secretariat

Serial No. 36.

From

The Registrar High Court
Rec No 1284 of 25.7.1937

Recommends, in the circumstances explained, that the jurisdiction over all Classes of Cases in the Talaks Taluk may be transferred from the Courts of the First and Second Magistrates of Coimbatore to that of the Special First Class [illegible]

Submitted with reference to Dewan's Minute on the petition extracted in para 1 of the notes on the previous page. The Dist Mgt and the High Court are in favour of the transfer of the jurisdiction in question.

It is for orders as to whether the proposed Change in jurisdiction may take effect from 1.9.1937. This date has been mentioned in the drafts placed below subject to kind approval.

Submitted with two drafts for approval or other orders.

(The previous papers are also laid herewith)

Copy 27/7

the proposed change in the Jurisdiction

28.7.37

Change of jurisdiction in respect of Criminal cases 1.6.9 3
Jagalur Taluk

General and Revenue Secretariat

Ch File No. 28 of 1936 [App. F. III–4

Serial No.

will help the litigants of Jagalur Taluks At present few their Revenue & civil works keep so to Davangere. It is therefore convenient for them to go to Davangere for their criminal works also The total institution of criminal cases from Jagalur Taluk in 1936-37 was 138 out of which 8 were only were triable by 1st class magistrate & the rest by II class magistrate. It will not add materially to the works of the magistrate at Davangere if these cases are added on to him. Most of them are tri able summarily and at present that Court is lightly worked. After inclusion of Jagalur Taluks the magistrate of Davangere may have about 700 to 800 cases a year work. This cannot be said to be heavy The proposal may therefore be sanctioned

Chief Secy) 28.7

may be sanctioned.

1st member) 28.7.37

28.7

29/7 30.7

30.7

May DC's views?

30.7.37

30.7

NOTE—Contn. Sheet.

DEWAN'S OFFICE
28 JULY 1937
No. 631

CHIEF SECRETARY
28 JUL 1937
GOVT. OF MYSORE.

4-30

File No. of 193

General and Revenue Secretariat

Serial No. 38

To
The Registrar High Court
The S.P. of police
The Comptroller to Govt
The S.M. Cuddalore
p 621-4 dt 3.8.37

Sanctions the recommendation of the High Court to the transfer of the jurisdiction over all classes of cases of Tolakudi to the Court of the Special First class Magistrate Sivaganga with effect from 1-9-1937.

DEWAN'S OFFICE
3. 1937
No. 1083

To 39
The Compiler Mysore Gazette
p 625 dt 3.8.37

Notifies the transfer of the jurisdiction over all classes of cases arising in the Tolakudi Taluk to the Court of the Special First class Magistrate Sivaganga from 1-9-37

Dewan's office for kind note & proposal & return to file
RSK
(11-8-37)

Noted & returned with compliments
12/8

12/8

B
12-8-37

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

No. P5865/Sec 2 Cs-28-36-23

Dy 23.4.37 ; 1

To

The Registrar High Court

Sir,

I am directed to forward herewith for favour of ~~disposal~~ opinion & petitions ~~has~~ presented to the Darbar by the residents of the Jaghire Taluk praying that the Criminal jurisdiction over the Taluk of Jaghire may be ordered to Vest in the Special First Class Magistrate Davangere instead of ~~with~~ in the Special First Magistrate Chitaldrug

I have etc

MS
31/3

Chief Secretary to Govt

MS
31.3

1.w.
2.4.37.

WD 03603—GPB—15,000—8-7-35

No 28-36-37. 469/p037

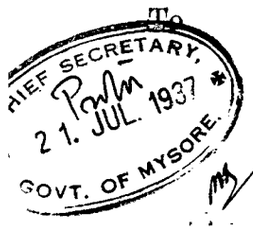
R. O. C. ~~Dis.~~ No. 1224/36-37 Encl

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore, 20th July *1937.*

FROM T. Shamiengar, Esq., B.A., B.L.,
~~Ax Sundararaja Rao, Esq, BA, BL,~~
~~S. Venkata Ranga Iyengar, Esq., B.A., LL.M.,~~
Registrar, High Court of Mysore.

To



B.T. Kesavaiengar, Esq., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

Flag X

With reference to your letter No.P.5865, dated 3-4-37, forwarding for opinion two petitions presented to the Dewan by the residents of Jagalur Taluk praying that the criminal jurisdiction over the Taluk of Jagalur may be vested in the Special First Class Magistrate, Davangere, I am directed to state that at present, the Special First Magistrate, Chitaldrug, exercises jurisdiction (Governme Notification P.755/Cts.19-29-12 dated 30-7-29) over all the first clas cases of Jagalur Taluk and the Special Second Magistrate, Chitaldrug, over second and third class cases of that Taluk and that the civil jurisdiction over that Taluk is vested in the Munsiff, Davangere.

The District Magistrate, Chitaldrug, who was consulted in the matter, is in favour of the transfer of the criminal jurisdiction over the Jagalur Taluk from the Courts of the First and Second Magistrates of Chitaldrug to the Court of the Special First Class Magistrate, Davangere, and that the work of the Magistrates concerned, is not likely to be seriously affected one way or the other, with the change of jurisdiction (vide District Magistrate's letter No.J1-C.2682/36-37, dated 11th July 1937), copy enclosed.

The Judges of the High Court are also of opinion that the proposed change is advantageous to the litigants of Jagalur Taluk, who have to go to Davangere for civil work, and in fact, that was also one of the points that was under the consideration of the High Court, when the Courts in the Shimoga Division were inspected by Mr. Justice A.R. Nagesvara Iyer.

I am therefore to request that the Government may be pleased to order the transfer of jurisdiction over all classes of criminal cases of Jagalur Taluk from the Courts of the First and Second Magistrates of Chitaldrug to that of the Special First Class Magistrate, Davangere, from an early date.

I have the honour to be,

Sir,

Your most obedient servant,

Registrar.

Letter No.Jl.C.2682/36-37 dated 11th July 1937, from the District Magistrate, Chitaldrug District, to the Registrar, High Court of Mysore, Bangalore.

Subject:- Re: Transfer of criminal jurisdiction of the Jagalur Taluk to the Special First Class Magistrate's Court, Davangere.

With reference to your letter No.R.O.C.1224/36-37 dated the 26th April 1937, requesting for a report on certain points relating to the subject noted above, I have the honour to state as follows:-

2. At present, the criminal cases of the Jagalur Taluk come under the jurisdiction of the two Special Magistrates' Courts at Chitaldrug i.e., the First Magistrate's Court in respect of the first class cases and the Second Magistrate's Court in respect of the second and third class cases. The question now is about transferring the criminal jurisdiction of Jagalur Taluk to the Special First Class Magistrate's Court, Davangere.

3. Point 1. in your letter: The number of cases relating to Jagalur Taluk, pending in the First and Second Class Magistrates' Courts at Chitaldrug:-

In the First Magistrate's Court at Chitaldrug, two cases relating to Jagalur Taluk were pending on 30-6-37. The number of cases relating to Jagalur Taluk pending in the Second Magistrate's Court was also two on 30-6-37.

4. Point 2. Whether it is conducive to the convenience of the Jagalur people to transfer the jurisdiction over their Taluk to the Special Magistrate's Court, Davangere:-

As Jagalur Taluk is included in the Davangere Sub Division, for Revenue and for civil jurisdiction, the transfer of criminal jurisdiction of Jagalur Taluk to the Special First Class Magistrate's Court at Davangere would be conducive to the convenience of Jagalur

people.

5. Point 3. What the files of the respective Courts of Magistrates of your District will be by reason of the change of jurisdiction sought for:-

It is ascertained that, for the year 36-37, the institutions of criminal cases - (both Government and private) from Jagalur Taluk, were 8 in the First Magistrate's Court, Chitaldrug, and 130 in the Second Magistrate's Court, Chitaldrug. The total number of criminal cases on file, for 36-37, was 149 in the First Magistrate's Court, Chitaldrug, 583 in the Second Magistrate's Court, Chitaldrug, and 586 in the Special First Class Magistrate s Court at Davangere. By reason of the change of jurisdiction sought for, the file of the First Magistrate's Court, Chitaldrug, will decrease by about 8 to 10 cases and be about 140, while the file of the Second Magistrate, Chitaldrug, will decrease by about 130 cases, and be about 450. Correspondingly, the file of the Special First Class Magistrate's Court, Davangere, will increase by about 140 cases and may be in all about 730 cases.

6. The decrease in the file of the Court of the First Magistrate, Chitaldrug, will not, however, be appreciable, and independently of that, this Court has also civil work, being a Sub Court. As regards the Court of the Second Magistrate, Chitaldrug, the decrease in the file would be about 11 cases a month, but still, it would have sufficient work as the cases in this Court are all regular trial cases. With regard to the Special First Class Magistrate's Court at Davangere, though the file, with the corresponding increase, would be heavy, it may be stated that most of the cases in this Court are summary trial cases. It is seen that in 36-37, out of 586 cases in this Court, 453 were summary trial cases. This Court has, at present, fairly light work and could take more cases.

7. In these circumstances, all the criminal cases of the Jagalur Taluk may, I think, be added to the jrusidiction of the Special First Class Magistrate's Court, Davangere, as sought for.

" C O P Y "

Registrar.

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary. No. of letter replied to.....

General and Revenue Secretariat

( )

the *193* .

Date of issue.....3-8-.....1937.

Signed by .....Sd/- A. S. R.....

Asst. Secy.

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette, English Part?

(iv) translated?

(v) placed at the disposal of the press?

(vi) published in the Gazette, Kannada Part?

Section B6

File No. 28-36

Serial No. 38

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Govt Notn No P. 468 | Cts 275-24-7 dt 30-7-1925 prescribing the jurisdiction of the Special Magistrate's Courts in the Chitaldrug Dist

2) G.O. No P 752-4 | Cts 19-29-11 dt 30-7-1929 directing ~~the~~ Redistribution of jurisdiction between the First Magistrate Chitaldrug and the Special Magistrate Davangere.

Correspondence ending in

(3) A Letter No Rec 1224 | 36-37

8

By 20. 7. 1937 from the Registrar High Court Recommending the transfer of jurisdiction over all classes of Criminal Cases of Jagalur Taluk from the Courts of the First and Second Magistrates of Chitaldrug to that of the Special First Class Magistrate, Davangere

Order P621-4. By

Under the existing orders, the Special First Magistrate Chitaldrug is exercising jurisdiction over Criminal cases of the First Class arising in the Jagalur Taluk and the Second Magistrate Chitaldrug over Second and third class cases of that Taluk. Representations have been received from the residents of Jagalur Taluk praying that the Criminal

List of Enclosure

The Civil jurisdiction over Taluk is vested in the

Copied by Munsiff Davangere

Examined by

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

the jurisdiction over all classes of Criminal Cases Arising in the Jagalur Taluk may be Vested in the Special First Class Magistrate Davangere.

~~on Consultation, the High Court reports that~~ The Judges of the High Court who were consulted in this matter Are of Opinion that the Change of jurisdiction over the Jagalur Taluk from the Courts of the First and Second Magistrates of Chitaldrug to the Court of the Special First Class Magistrate of Davangere will be Advantageous to the litigants of Jagalur Taluk who have to go Davangere for Civil Work and Accordingly recommends that the jurisdiction over all classes of Criminal Cases of the Jagalur Taluk may be transferred from to the Court of

WD 03603—GPB—15,000—8-7-35

The Special First Class Magistrate
Davangere.

Govt are pleased to sanction the above recommendation of the High Court. A Separate Notification will issue regarding the transfer of jurisdiction referred to above.

This order will have effect from 1st September 1937.

25.7.37

Chief Secretary to Govt

27.7.

To

The Registrar High Court
The I.G. of Police
The Comptroller to Govt
The D.H. Chitaldrug Dist.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read:-

Government Notification No.P.468/Cts.275-24-7 dated 31st July 1925, prescribing the jurisdiction of the Special Magistrate's Courts in the Chitaldrug District.

2. Government Order No.P.752-4/Cts.19-29-11 dated 30th July 1929 directing redistribution of jurisdiction between the First Magistrate, Chitaldrug and the Special Magistrate Davangere.

3. Correspondence ending with letter No.R.O.C.1224/36-37 dated the 20th July 1937, from the Registrar, High Court recommending the transfer of jurisdiction over all classes of Criminal Cases of Jagalur Taluk from the Courts of the First and Second Magistrates of Chitaldrug to that of the Special First Class Magistrate, Davangere.

ORDER NO. P621-4 Cs-28-36-38

Dated, Bangalore, the 31st July 2nd Aug. 1937

Under the existing orders, the Special First Magistrate Chitaldrug is exercising jurisdiction over criminal cases of the First Class arising in the Jagalur Taluk and the Second Magistrate, Chitaldrug over Second and third Class cases of that Taluk. The Civil jurisdiction over that Taluk is vested in the Munsiff Davangere. Representations have been received from the residents of Jagalur Taluk praying that the jurisdiction over all classes of criminal cases arising in the Jagalur Taluk may be vested in the Special First Class Magistrate, Davangere.

The Judges of the High Court who were consulted in this matter are of opinion that the change of jurisdiction over the Jagalur Taluk from the Courts of the First and Second Magistrates of Chitaldrug to the Court of the Special First Class Magistrate of Davangere will be advantageous to the litigants of Jagalur Taluk who have to go Davangere for Civil work and accordingly recommend that the jurisdiction over all classes of criminal cases of Jagalur Taluk may be transferred to the Court of the Special First Class Magistrate, Davangere.

Government are pleased to sanction the above recommendation of the High Court. A separate Notification will issue regarding the transfer of jurisdiction referred to above.

P.T.O.

This order will have effect from 1st September 1937.

for Chief Secretary to Government.

The Registrar, High Court of Mysore, Bangalore.
" Inspector General of Police in Mysore.
" Comptroller to Government.
" District Magistrate, Chitaldrug District.

C.S.7.

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

13 Notifications 3-8-37

In modification of Govt Notification No P 468 | Cts 275-24-7 dy 31. 7. 1925 and No 758 | Cts 19-29-12 dy 30. 7. 1929 Govt are pleased to direct that the Special First Class Magistrate Davangere shall exercise, with effect from 1st September 1937, jurisdiction in respect of all classes (First, Second and third classes) of Criminal cases, arising in the Taluk of Jagalur. The Special First Magistrate and the Special Second Magistrate Chitaldrug will from the said date cease to exercise jurisdiction over First Class Cases and Second and third Class Cases respectively arising in the Jagalur Taluk.

By order

Chief Secretary to Govt

To the Compiler Mysore Gazette for Publication

Copy to the (1) Registrar High Court
(2) The I.G. of Police
(3) Dy. Chitaldrug

GVD 03603—GPB—15,000—8-7-35

Government of the Nigerian Protectorate,
General and Revenue Secretariat.

No. P625
CS-28-36-39

Dated, Zungeru, the 31st July 1937.

CIRCULAR No. 1.

In continuation of Government Notification No. 460/ No. 275-24- dated the 31st July 1925 and No. 756/ No. 1-2-14 dated the 4 th July 1928, Government are pleased to direct that the Second Class Magistrate, Lavanjero will exercise, with effect from 1st September 1937, jurisdiction in respect of all classes of Criminal Cases, Civil, Second and Third Classes arising in the Area of Jagindar. The Second First Magistrate and the Second Second Magistrate, Mitaldrig will from the said date cease to exercise jurisdiction over First Class cases and Second and Third Class cases respectively arising in the Jagindar Area.

By Order,

Chief Secretary to Government.

The Manager, Tyrore Gazette, for publication.